

AMENDMENT TO
AMENDED DECLARATION OF PROTECTIVE COVENANTS AND RESTRICTIONS

THIS AMENDED DECLARATION is made this 6th day of July, 1981, by MEL LOWE, INC., a Montana Corporation with its principal place of business in Missoula County, Montana, hereinafter referred to as "Declarant."

R E C I T A L S:

1. Declarant is the owner of at least two-thirds (2/3) of the following described lots situated in Lewis and Clark County, Montana:

Lots 1 through 14, inclusive, as said lots are numbered, designated and described on that certain amended Certificate of Survey identified as document #308447 on file in the office of the County Clerk and Recorder of Lewis and Clark County, Montana, and situated in Section 12, Township 10 North, Range 3 West, M.P.M., Lewis and Clark County, Montana.

2. That the Declaration of Protective Covenants and Restrictions dated the 30th day of October, 1980, and recorded the 12th day of November, 1980, at 8:00 o'clock A.M. in M Book 1, Page 5466, document #325631, and the Amended Declaration of Protective Covenants and Restrictions dated the 17th day of February, 1981, and recorded the 18th day of February, 1981, at 8:40 o'clock A.M. in M Book 1, Page 7714, document #329331, Lewis and Clark County, Montana, incorrectly identified said Amended Certificate of Survey as document #308448. The correct document number of said Amended Certificate of Survey is document #308447.

3. Declarant hereby amends the Amended Declaration of Protective Covenants and Restrictions dated the 17th day of February, 1981, and recorded the 18th day of February, 1981, at 8:40 o'clock A.M. in M Book 1, Page 7714, document #329331, Lewis and Clark County, Montana by amending Article VII to read as follows:

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"ARTICLE VII

AMENDMENT

This Declaration, or any part hereof, may be amended or modified upon the recording of an instrument signed by the owners of two-thirds (2/3) of the lots agreeing to such amendment or modification, except that no amendment or modification to these covenants may be made that would prohibit the use of such property for agricultural purposes without the signed, written and recorded concurrence of the owners of 100% of the lots."

IN WITNESS WHEREOF, Declarant has executed this instrument this 16th day of July, 1981.

DECLARANT:

MEL LOWE, INC.

BY: Lawson N. Lowe
LAWSON N. LOWE, President

ATTEST:

Marsha J. Lowe
MARSHA J. LOWE
Assistant Secretary

STATE OF MONTANA)

County of Lincoln :SS

On this 16th day of July, 1981, before me, the undersigned, a Notary Public for the State of Montana, personally appeared LAWSON N. LOWE and MARSHA J. LOWE, known to me to be the President and Assistant Secretary, respectively, of the Corporation that executed the within instrument and acknowledged to me that such Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official Notarial Seal the day and year first above written.

(NOTARIAL SEAL)

John R. Kline
Notary Public for the State of Montana
Residing at Helena, MT
My Commission expires Jan 3, 1982